

BOARD OF SUPERVISORS

Brown County



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LAND CONSERVATION SUBCOMMITTEE

Norbert Dantine, Chair; Dave Kaster, Vice Chair

Steve Deslauriers, Bernie Erickson, Alex Tran

Citizen Rep: Stan Kaczmarek

LAND CONSERVATION SUBCOMMITTEE

BUDGET MEETING

MONDAY, OCTOBER 21, 2019

Tour @ 5:30PM; Meeting Approx. 6PM

Brown County STEM Innovation Center

@ UWGB Campus

2019 Technology Way, Green Bay

**NOTICE IS HEREBY GIVEN THAT THE COMMITTEE MAY TAKE ACTION ON
ANY ITEMS LISTED ON THE AGENDA**

**** NOTE DATE, TIME & LOCATION - Please Bring Budget Book****

- I. Call Meeting to Order.
- II. Approve/Modify Agenda.
- III. Approve/Modify Minutes of September 23, 2019.

****BUDGET REVIEW****

Comments from the Public on Budget Items

REVIEW OF 2020 DEPARTMENT BUDGET

1. **Land and Water Conservation** – Review of 2020 department budget.
 - a. Resolution Approving New or Deleted Positions During the 2020 Budget Process in the Land and Water Conservation Department – Table of Organization.

NON-BUDGET ITEMS (None)

Other

2. Such Other Matters as Authorized by Law.
3. Adjourn.

Norb Dantine, Jr., Chair

Notice is hereby given that action by the Committee may be taken on any of the items which are described or listed in this agenda.

Please take notice that it is possible additional members of the Board of Supervisors may attend this meeting, resulting in a majority or quorum of the Board of Supervisors. This may constitute a meeting of the Board of Supervisors for purposes of discussion and information gathering relative to this agenda.

**PROCEEDINGS OF THE BROWN COUNTY
LAND CONSERVATION SUBCOMMITTEE**

Pursuant to Section 18.94 Wis. Stats., a regular meeting of the **Brown County Land Conservation Subcommittee** was held on Monday, September 23, 2019 at Pittsfield Town Hall, 4862 Kunesh Rd., Pulaski, WI

Present: Chair Norb Dantine, Supervisor Deslauriers, Supervisor Tran, Supervisor Erickson, Supervisor Kaster, Citizen Member Stan Kaczmarek

Also Present: County Conservationist Mike Mushinski, Assistant County Conservationist Jon Bechle

I. Call Meeting to Order.

The meeting was called to order by Chair Dantine at 6:00 p.m.

II. Approve/Modify Agenda.

Motion made by Supervisor Kaster, seconded by Stan Kaczmarek to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.

III. Approve/Modify Minutes of August 26, 2019.

Motion made by Supervisor Deslauriers, seconded by Supervisor Kaster to approve. Vote Taken. MOTION CARRIED UNANIMOUSLY.

Comments from the Public. None.

Land Conservation Department

1. Budget Status Financial Report for August 2019 – Unaudited.

County Conservationist Mike Mushinski informed financially they were in good shape. Their revenues were ahead of their expenses at this point.

Motion made by Supervisor Erickson, seconded by Supervisor Kaster to receive and place on file. Vote Taken. MOTION CARRIED UNANIMOUSLY.

2. Directors Report.

a. An Ordinance to Amend Chapter 26 of the Brown County Code of Ordinances (Animal Waste Management) - Request for approval and forward to PD&T.

Mushinski informed Corporation Counsel Hemery had put this in ordinance form and coming back for approval. This defined their definitions better and added their state performance standards both agricultural and manure. It also added bedrock standards that the state had approved.

Kaczmarek referred to '26.09 Administration' and informed "and water" was duplicated, one should be deleted. Under 26.10(d) No person may apply animal waste or animal waste combined with other waste/material between December 1st and March 31st without first obtaining a winter spreading permit as provided in this ordinance. Kaczmarek stated some years it was frozen by the 15th of November, the last couple of years there were snowstorms in April and water had to go somewhere with runoff. He wanted to make sure they weren't opening up a can of worms by having March 31st. Erickson suggested adding verbiage, based on the discretion of the Land Conservation Department. Mushinski agreed, they had given a lot of winter spreading permits so the ordinance was revised to state the only way a department would give a spreading permit was in an emergency situation. A lot of it was happening between those dates that they

were seeing where the biggest issues were arising. They started doing this last year where they ask to take it to a neighboring pit, not field apply but store it somewhere else verses land apply at that point. It was definitely an issue and this year will be a challenge with the rain and manure. The important part of the ordinance revisions were the definitions. The state references waters of the state, unfortunately runoff happens so if they had discharges that reached the waters of the state it was a violation of the ordinance. No matter what time of the year if that manure was applied and they had rain or had runoff events, if it did discharge to the waters of the state, it was a violation of the ordinance and there were violations and penalties.

Kaczmarek questioned how many winter spreading permits were generally given every winter. Mushinski stated 50-70 however this year it will be a lot less because they won't be giving winter spreading plans to CAFOs or anyone who had an engineered manure structure.

Kaster referred to 26.10 (8)(a) and asked for clarification as the amount of solids. Bechle stated the standard changed and removed the reference to the percentage of solids. Under 26.11 (6) Temporary Unconfined Manure Stacking Requirements – Each application for a permit under this section shall include plan specifications identified in (the new) Standard 31, USDA – NRCS Technical Guide. It used to be under 313, it was now 318 which referred to a new standard. Bechle informed it didn't specifically state the amount of solids but referenced the new standard. When they revised the ordinance they tried to keep it consistent but had to change the number as a whole new standard (318), and got into a lot more detail than the previous 16% number.

Tran stated since it was a legal document, she like to make some technical changes. There were some parts that stated county land, she'd like "Brown" in front of "County" throughout the ordinance to be consistent.

Under 26.09 (3) Inspection Authority, the last sentence, Tran questioned what the Brown County Land and Water Conservation Department shall be? Mushinski stated those were the statues sections that allowed them to gain entry on the property if they believed there was an issue with runoff. She felt it wasn't clear and would like "permitted" or "enforced" according to Section.

Under 26.09 (2) Emergency Repairs, Tran informed it should state "Subcommittee" not "Committee".

26.10 (4)(b) – Tran questioned if 250 feet was far enough for storage facilities to be built from people's homes? Erickson informed that was state regulated. She didn't want future issues with homeowners. Dantine believed they tried changing it before and they couldn't change it because they didn't have county-wide zoning, townships had their own zoning. Mushinski added it was the state standard and so they removed all the zoning requirements in the ordinance. The townships could enact. The 250 was on a plan that they provided to the county. Erickson stated it was something their committee passed not too long ago.

(5)(c) – Tran questioned who did the testing? Bechle stated these were designs and plans for farms so it was done by contractors but the number of large farms they had that were required to get permitted by the state, they and some of the other farmers oftentimes hired contractors to do it that have professional engineers on staff. Rather than keeping the onus on the Land Conservation Department staff. If it was a project that staff was working on, then staff would address it.

(7)(f) Tran questioned why the record should only be retained by the landowner for one year? Bechle stated it was related to the manure or nutrient applications, it was an annual plan.

Deslauriers informed he would vote for this to move forward because in his opinion it was vastly improved from what it was and thanked them for all the hard work that was put into it. He wanted it noted in the record that he knew it was not legally required to remove but he still had an objection to the second paragraph to 26.02.

Motion made by Supervisor Erickson, seconded by Supervisor Deslauriers to approve and move on to PD&T with the corrected amendments. Vote Taken. MOTION CARRIED UNANIMOUSLY.

b. Intent to Award Documentation for East Brown Road Pike Spawning Wetland. Riverview Construction.

A map was provided (attached), Mushinski requested that they select the lowest bidder. Engineering Technician Dave Wetenkamp informed he designed this project and the land was owned by the Wisconsin Department of Natural Resources. It was in Oconto County but the DNR office asked their department to design it for their property because they had a lot of experience doing it. The project was originally a little bigger, around 8 acres. They set it out for bid and it came in way over budget. They asked some contractors to give them some ideas, made the footprint smaller and resubmitted for bids.

Deslauriers asked for some background on why the county was doing this. Wetenkamp informed it was a wetland restoration project and funding for these had come about through different funding sources and partnerships with different organizations, Ducks Unlimited and Fish and Wildlife Service. There was also grant money given to their department from Natural Resources Damage Assessment (NRDA) funds which was levied against some of the businesses around the area for past pollution problems. They made an agreement that if they put this money in a pot that this money could be used to restore and enhance wildlife and water resources, the areas affected by those damages. Some of that funding was going into this project so it was actually zero dollars to the county, other than staff time doing the design work as an in-kind service.

Mushinski add it was right on the county line, it took in water from both counties. They had a long history working with Oconto County and the DNR on these projects so it seemed to fit right in well with the county continuing it. It was going to be an incredible project. Brown Rd. was a major migratory route for northern pike. The more projects they could get on that route would be really positive. Oconto had a very aggressive northern pike program and had done a lot of work too on this type of thing. Kaczmarek informed if you go three quarters of a mile and you are in the Bay.

Erickson informed this had been going on for a number of years. A lot of times these northern pike would travel up and become land trapped and never get back. This gave them an opportunity to return. When this got kicked off back in the day, he found an ad for grants and handed them into the department and the federal government liked the project so well they received \$250,000. It was a very well deserved project. The size and population of northern pike had also greatly increased in the Bay and it's been working.

Motion made by Supervisor Erickson, seconded by Supervisor Kaster to approve and award the bid to Riverview Construction for \$169,995.00. Vote Taken. MOTION CARRIED UNANIMOUSLY.

Other

3. Such Other Matters as Authorized by Law.

4. Adjourn.

Motion made by Stan Kaczmarek, seconded by Supervisor Deslauriers to adjourn at 6:29 pm. Vote taken. MOTION CARRIED UNANIMOUSLY.

Respectfully submitted,

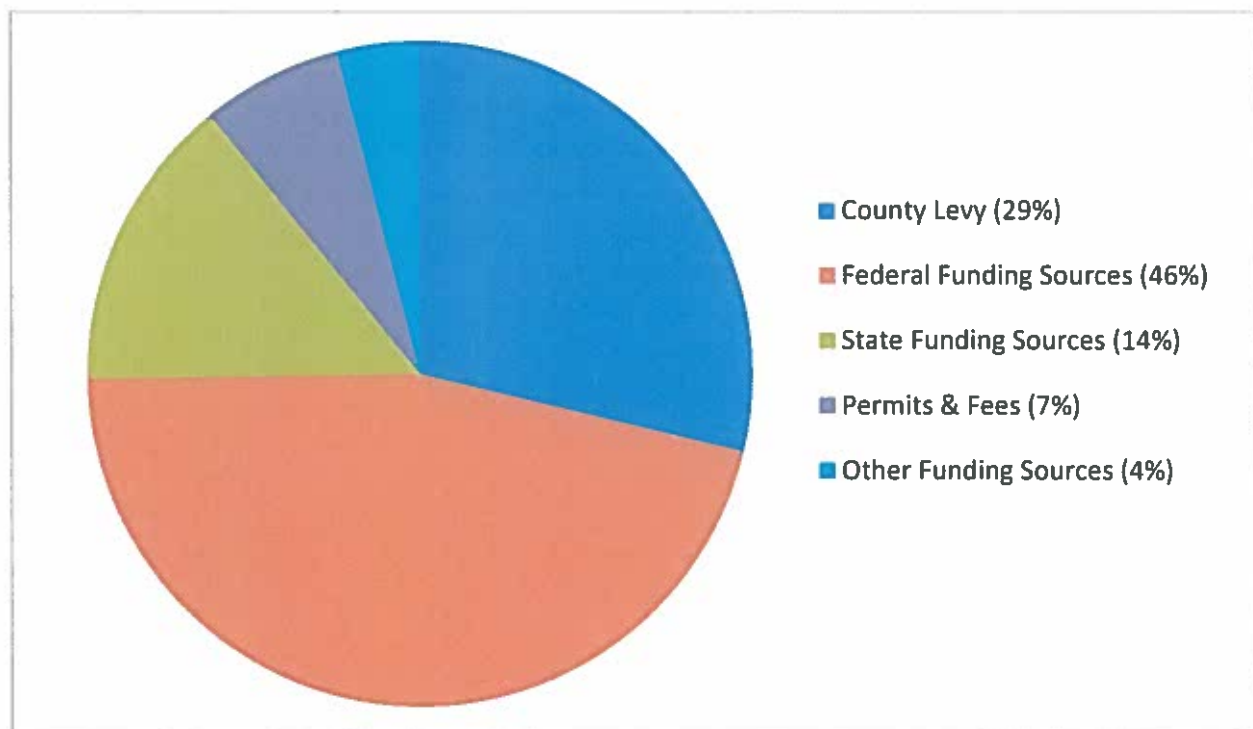
Alicia A. Loehlein
Administrative Coordinator

2020 New Initiatives

- Phase II Demonstration Farm Network Implementation
- Upper East River Riparian Buffer Pollinator Plantings and Investigations
- Implement Revisions to Chapter 26
- Coordinate Environmental Activities at the STEM building

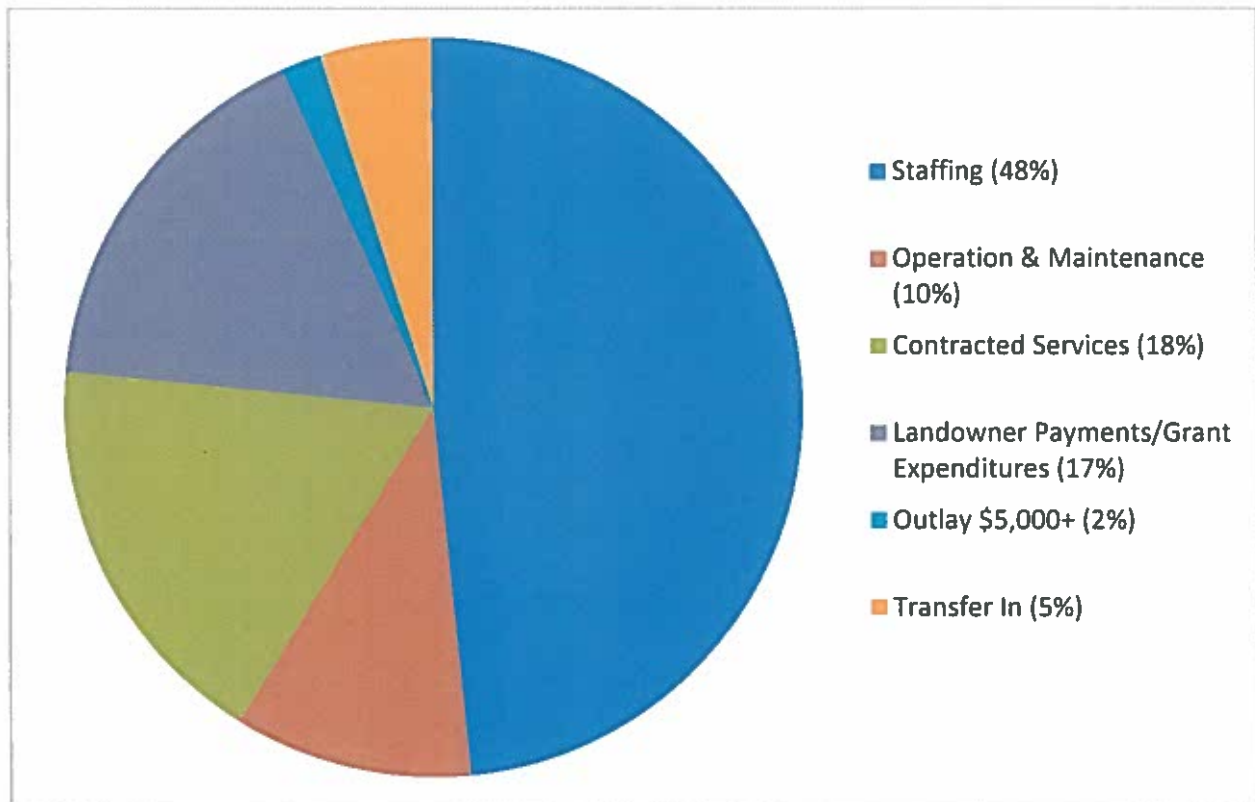
Revenues

- County Levy (\$464,855 – 29%)
- Federal Funding Sources (\$744,455 – 46%)
 - Lower Fox Demo Farms - \$178,749
 - EQIP Contribution Agreement \$44,460
 - Pike Project NRDA via USFWS - \$263,961
 - Upper East - \$257,285
- State Funding Sources (\$233,000 – 14%)
 - SWRM - \$198,000
 - Wildlife Damage Claims & Abatement - \$35,000
- Permits and Fees, Sales (\$110,780 – 7%)
- Other funding sources (\$64,631 – 4%)



Expenses

- Staffing (\$830,930 – 48%)
- Operation & Maintenance (\$179,529 – 10%)
- Contracted Services (\$303,673 – 18%)
 - UW-EX Natural Resources Educator - \$50,000
 - Pike habitat enhancements - \$252,673
 - Demo Farm promotion - \$1,000
- Landowner Payments/Grant Expenditures (\$288,535 – 17%)
- Outlay \$5,000+ (\$29,350 – 2%)
- Transfer Out (\$84,367 – 5%)



November 6, 2019

TO THE HONORABLE CHAIRMAN AND MEMBERS
OF THE BROWN COUNTY BOARD OF SUPERVISORS

Ladies and Gentlemen:

**RESOLUTION APPROVING NEW OR DELETED POSITIONS
DURING THE 2020 BUDGET PROCESS IN THE LAND AND WATER
CONSERVATION DEPARTMENT – TABLE OF ORGANIZATION**

WHEREAS, a table of organization request was submitted by the Land and Water Conservation Department (“Department”) during the 2020 budget process; and

WHEREAS, there is currently is a (0.18) FTE LTE-Intern/West Shore Project position, and an unfilled (1.00) FTE Agronomist position (“Positions”) in the Department’s table of organization; and

WHEREAS, the Department has received additional funding through the Fox River Demo Farms program to allow for an additional hours for an intern position to complete pollinator insect and fish surveys, coordinate STEM activities and adhere to Ag State Performance Standards; and

WHEREAS, Human Resources, in conjunction with the Department, recommend the following changes to the Department’s table of organization: the deletion of one (0.18) FTE LTE-Intern/West Shore Project position, the deletion of one (1.0) FTE Agronomist position, and the addition of one (0.46) FTE LTE-Intern position.

NOW, THEREFORE, BE IT RESOLVED by the Brown County Board of Supervisors that the following changes to the Land and Water Conservation Department table of organization, as described above and below in the Budget Impact section of this resolution, are hereby approved: Delete one (0.18) FTE LTE-Intern/West Shore Project position, delete one (1.0) FTE Agronomist position, and add one (0.46) FTE LTE-Intern position, as requested through the 2020 budget process to be effective January 1, 2020; and

BE IT FURTHER RESOLVED, that, should the funding end, the (0.46) FTE LTE-Intern position (0.46) FTE LTE-Intern position will end and be eliminated from the Department's table of organization.

Budget Impact: Land and Water Conservation Department

Annualized Budget Impact	FTE	Addition/ Deletion	Salary	Fringe	Total
LTE-Intern/West Shore Project \$12.00/hr Position # 901.900.048 Hours: 376	0.18	Deletion	(\$4,512)	(\$476)	(\$4,988)
Agronomist Technician \$24.38/hr Position # 109.700.048 Hours: 2,096	1.00	Deletion	(\$51,100)	(\$23,913)	(\$75,013)
LTE-Intern \$12.00/hr Position # 901.900.048 Hours: 960	0.46	Addition	\$11,520	\$1,216	\$12,006
Annualized Budget Impact (net impact of position changes)					(\$67,995)

Fiscal Note: This resolution does not require an appropriation from the General Fund. The fiscal change of this resolution is reflected in the 2020 Proposed Budget.

Respectfully submitted,

LAND CONSERVATION SUBCOMMITTEE
EXECUTIVE COMMITTEE

Approved By:

TROY STRECKENBACH
COUNTY EXECUTIVE

Date Signed: _____

19-081R

Authored by Land and Water Conservation Department
Final Draft Approved by Corporation Counsel's Office

1a

HUMAN RESOURCES

Brown County

305 E. WALNUT STREET
P.O. BOX 23600
GREEN BAY, WI 54305-3600

RESOLUTION/ORDINANCE SUBMISSION TO COUNTY BOARD

DATE: 7-1-19
REQUEST TO: Land Con Committee, Executive, and County Board
MEETING DATE: Budget Mtgs TBD
REQUEST FROM: Mike Mushinski
Director
REQUEST TYPE: ☒ New resolution ☐ Revision to resolution
☐ New ordinance ☐ Revision to ordinance

TITLE: RESOLUTION APPROVING NEW OR DELETED POSITIONS DURING THE 2020 BUDGET PROCESS IN THE LAND AND WATER CONSERVATION DEPARTMENT – TABLE OF ORGANIZATION

ISSUE/BACKGROUND INFORMATION:

Position would include but not limited to the following activities:

- Coordinate STEM activities with UWGB
- Fish surveys including female spawning and young of the year counts
- Ag State Performance Standards – shallow soils and manure application, cropland erosion investigations
- Demo farm initiatives – pollinator insect surveys

ACTION REQUESTED:

Delete 0.18 LTE – Intern/West Shore Project;
Add 0.46 LTE – LTE Intern
Delete 1.0- Agronomist Technician

FISCAL IMPACT:

NOTE: This fiscal impact portion is initially completed by requestor, but verified by the DOA and updated if necessary.

1. What is the amount of the fiscal impact? \$(67,265)
2. Is it currently budgeted? ☐ Yes ☐ No ☒ N/A (if \$0 fiscal impact)
 - a. If yes, in which account? _____
 - b. If no, how will the impact be funded? _____
 - c. If funding is from an external source, is it one-time ☐ or continuous? ☐
3. Please provide supporting documentation of fiscal impact determination.

☒ COPY OF RESOLUTION OR ORDINANCE IS ATTACHED